

United States Bankruptcy Court
Western District of New York

In re:
The Diocese of Buffalo, N.Y.
Debtor

Case No. 20-10322-CLB
Chapter 11

District/off: 0209-1
Date Rcvd: Jul 07, 2023

User: admin
Form ID: pdforder

Page 1 of 26
Total Noticed: 6

The following symbols are used throughout this certificate:
Symbol **Definition**

- + Addresses marked '+' were corrected by inserting the ZIP, adding the last four digits to complete the zip +4, or replacing an incorrect ZIP. USPS regulations require that automation-compatible mail display the correct ZIP.

Notice by first class mail was sent to the following persons/entities by the Bankruptcy Noticing Center on Jul 09, 2023:

| Recip ID | Recipient Name and Address |
|----------|---|
| db | + The Diocese of Buffalo, N.Y., 795 Main Street, Buffalo, NY 14203-1215 |
| aty | + Gleichenhaus, Marchese & Weishaar, PC, 43 Court Street, Suite 930, Buffalo, NY 14202-3100 |
| aty | + Pachulski Stang Ziehl & Jones LLP, 780 Third Avenue, 34th Floor, New York, NY 10017-2024 |
| pr | + Charles Mendolera, c/o The Diocese of Buffalo, N.Y., 795 Main Street, Buffalo, NY 14203-1215 |
| ntcapr | + Official Committee of Unsecured Creditors, c/o Pachulski Stang Ziehl & Jones LLP, Attn: J. Stang, I. Scharf, S. Golden, 780 Third Avenue, 34th Floor, New York, NY 10017-2024 |

TOTAL: 5

Notice by electronic transmission was sent to the following persons/entities by the Bankruptcy Noticing Center.

Electronic transmission includes sending notices via email (Email/text and Email/PDF), and electronic data interchange (EDI). Electronic transmission is in Eastern Standard Time.

| Recip ID | Notice Type: Email Address | Date/Time | Recipient Name and Address |
|----------|---|----------------------|---|
| smg | + Email/Text: ustpregion02.bu.ecf@usdoj.gov | Jul 07 2023 18:28:00 | Office of the U.S. Trustee, 300 Pearl Street, Suite 401, Olympic Towers, Buffalo, NY 14202-2523 |

TOTAL: 1

BYPASSED RECIPIENTS

The following addresses were not sent this bankruptcy notice due to an undeliverable address, *duplicate of an address listed above, *P duplicate of a preferred address, or ## out of date forwarding orders with USPS.

| Recip ID | Bypass Reason | Name and Address |
|----------|---------------|--|
| op | | Insurance Archeology Group, 75 Orient Way, Suite 302, Rutherford, NY |

TOTAL: 1 Undeliverable, 0 Duplicate, 0 Out of date forwarding address

NOTICE CERTIFICATION

I, Gustava Winters, declare under the penalty of perjury that I have sent the attached document to the above listed entities in the manner shown, and prepared the Certificate of Notice and that it is true and correct to the best of my information and belief.

Meeting of Creditor Notices only (Official Form 309): Pursuant to Fed .R. Bank. P.2002(a)(1), a notice containing the complete Social Security Number (SSN) of the debtor(s) was furnished to all parties listed. This official court copy contains the redacted SSN as required by the bankruptcy rules and the Judiciary's privacy policies.

Date: Jul 09, 2023

Signature: /s/Gustava Winters

CM/ECF NOTICE OF ELECTRONIC FILING

The following persons/entities were sent notice through the court's CM/ECF electronic mail (Email) system on July 7, 2023 at the address(es) listed below:

| Name | Email Address |
|-----------------|---------------|
| Adam Ross Durst | |

on behalf of Defendant Employers Insurance Company of Wausau (f/k/a Employers Insurance of Wausau A Mutual Company f/k/a Employers Mutual Liability Insurance Company of Wisconsin) adurst@goldbergsegalla.com

Adam Ross Durst on behalf of Defendant Nationwide Insurance Company of America adurst@goldbergsegalla.com

Adam Ross Durst on behalf of Notice of Appearance Creditor Wausau Underwriters Insurance Company adurst@goldbergsegalla.com

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William Carson on behalf of Defendant Zurich American Insurance Company wcanson@steptoe.com
William Carson on behalf of Defendant Providence Washington Insurance Company wcanson@steptoe.com
William Corbett, Jr on behalf of Interested Party Selective Insurance Company of New York wcorbett@cmlaw.com
William Corbett, Jr on behalf of Defendant Selective Insurance Company of America (formerly known as Exchange Mutual Insurance Company) wcorbett@coughlinlinduffy.com
William Henry Gordon on behalf of Creditor Richard Brownell wgordon@garabedianlaw.com
William Henry Gordon on behalf of Creditor Wayne Bortle wgordon@garabedianlaw.com
William Henry Gordon on behalf of Creditor Gail Holler-Kennedy wgordon@garabedianlaw.com
William Henry Gordon on behalf of Creditor Carolyn Anderson wgordon@garabedianlaw.com

TOTAL: 569

**UNITED STATES BANKRUPTCY COURT
WESTERN DISTRICT OF NEW YORK**

In re:) Chapter 11 Case
THE DIOCESE OF BUFFALO, N.Y.,) Case No. 20-10322
Debtor.)

**ORDER GRANTING SIXTH APPLICATION FOR INTERIM COMPENSATION AND
REIMBURSEMENT OF EXPENSES OF INSURANCE ARCHAEOLOGY GROUP
AS INSURANCE ARCHAEOLOGIST FOR THE DIOCESE**

Upon consideration of the *Sixth Application for Interim Compensation and Reimbursement of Expenses of Insurance Archaeology Group as Insurance Archaeologist for the Diocese* [Docket No. 2299] (the “IAG Sixth Interim Fee Application”),¹ and the Court being fully advised in the premises and a hearing having been held before the Court on June 22, 2023 to consider the IAG Sixth Interim Fee Application (the “Hearing”):

IT IS HEREBY FOUND AND DETERMINED THAT:

- A. The Court has jurisdiction to consider the IAG Sixth Interim Fee Application and the relief requested therein in accordance with 28 U.S.C. §§ 157 and 1334.
- B. This is a core proceeding pursuant to 28 U.S.C. § 157(b)(2).
- C. Venue is proper pursuant to 28 U.S.C. § 1409.
- D. Proper and adequate notice of the IAG Sixth Interim Fee Application and the Hearing was given and no other or further notice is required.
- E. The services provided by Insurance Archaeology Group (“IAG”) during the period from August 1, 2022 through January 31, 2023 (the “Sixth Interim Compensation Period”), as set

¹ Capitalized terms used but not defined herein shall have the meanings ascribed to such terms in the IAG Sixth Interim Fee Application.

forth in the IAG Sixth Interim Fee Application, were reasonable, necessary and beneficial to the chapter 11 estate of The Diocese of Buffalo, N.Y. (the “Diocese”).

F. The compensation requested in the IAG Sixth Interim Fee Application, as modified on the record at the Hearing, is fair and reasonable given: (a) the complexity of tasks assigned; (b) the time expended; (c) the nature and extent of the services rendered; (d) the value of the services rendered; and (e) the costs of comparable services.

G. The expense reimbursement sought in the IAG Sixth Interim Fee Application represents actual and necessary expenses incurred in connection with this chapter 11 case.

H. The legal and factual bases set forth in the IAG Sixth Interim Fee Application and at the Hearing establish just cause for the relief granted herein.

NOW, THEREFORE, IT IS HEREBY ORDERED THAT:

1. The IAG Sixth Interim Fee Application is granted as set forth herein.
2. Any objections to the IAG Sixth Interim Fee Application, or to the compensation and expense reimbursement sought therein, that have not been made, withdrawn, waived, or settled on the record at the Hearing, and all reservations of rights included therein, are hereby overruled and disallowed on the merits.
3. IAG’s fees for professional services rendered during the Sixth Interim Compensation Period are allowed on an interim basis in the amount of \$2,660.00.
4. Reimbursement of IAG’s expenses incurred during the Sixth Interim Compensation Period is allowed on an interim basis in the amount of \$584.15.
5. The Diocese is authorized and directed to promptly pay to IAG the fees and expenses allowed herein less any amounts previously paid to IAG pursuant to the *Order*

Establishing Procedures for Interim Compensation and Reimbursement of Expenses for Professionals and Members of Official Committees [Docket No. 362].

6. All fees and expenses allowed herein shall remain subject to final approval by the Court upon further application pursuant to 11 U.S.C. § 330(a)(5).

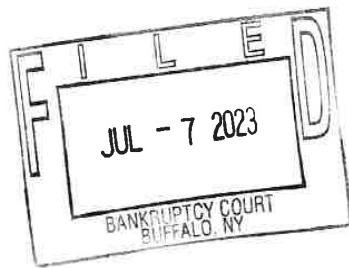
7. Notwithstanding the possible applicability of Bankruptcy Rules 6004(h), 7062, 9014 or otherwise, this Order shall be effective and enforceable immediately upon its entry. Any subsequent modification or vacatur of this Order shall not invalidate or impair any actions taken pursuant to this Order prior to such modification or vacatur.

8. The Court shall retain jurisdiction with respect to all matters arising from or related to the implementation, interpretation and enforcement of this Order.

Dated: July 7, 2023
Buffalo, New York

Carl L. Bucki

Hon. Carl L. Bucki
Chief United States Bankruptcy Judge



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